

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

JOHN P POICASTRO SR
PLAINTIFF

V
GREG WARD, et al,
DEFENDANTS

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2006 FEB 15 A 9:46

CIVIL ACTION NO.
1:05-CV-00909-MEF-VPM

PLAINTIFFS ANSWER TO DEFENDANTS
ANSWER TO PLAINTIFF

COME NOW JOHN P POICASTRO SR,
PLAINTIFF PRO SE. IN THE ABOVE STYLED CAUSE,
AND SUBMIT HIS REPLY TO DEFENDANTS ANSWER TO
PLAINTIFFS ANSWER, TO SPECIAL REPORT STATING AS
FOLLOWS.

- ① PLAINTIFF HAS AT ALL TIMES TRIED TO COMPLY WITH
COURT ORDERS. PLAINTIFF IS AN INMATE AT THE GENERAL
COUNT JAIL. HE DOES NOT HAVE ACCESS TO A NOTARY
OR A COPY MACHINE. AS DOES THE DEFENDANTS AND
THEIR LAWYERS. THE PLAINTIFF HAS SENT IN THE
BEST AFFIDAVITS AS POSSIBLE. PLAINTIFF HAS NOT PUT
IN ANY DISCOVERY MOTIONS BECAUSE ALL RECORDS HE
NEEDED WERE SENT TO HIM BY THE DEFENDANTS
LAWYERS. PLAINTIFF HAS ASKED THE COURT TO SET A
DATE FOR AN EVIDENTIARY HEARING. DURING THAT
HEARING PLAINTIFF PLANS TO CALL WITNESSES. PLAINTIFF
WILL BE THE MAIN WITNESS IN THIS CASE
PLAINTIFF HAS STATED MANY TIMES THAT HE IS
READY TO GO TO TRIAL. PLAINTIFF PLANS TO
BE VERY CLEAR FUTURE TO JURY IN A
MOTION FOR A EVIDENTIARY HEARING—

SCANNED

PLAINTIFF feels he is entitled to summary JUDGMENT

- ② THE PLAINTIFF WAS CHARGED WITH ASSAULT. A MINOR ASSAULT. THE CASE IS NO LONGER pending. THE PLAINTIFF still states that DEPUTY RAY must LIE to the COURT. HE STATED HE ONLY PUNCHED PLAINTIFF ONCE. IF HE DID, NOW HE HAS GET ALL THOSE INJURIES. THE PLAINTIFF feels he has a right to let a jury decide the ASSAULT ON THE PLAINTIFF. THE PLAINTIFF DOES NOT KNOW WHAT ARE IN THE CASES THE DEFENDANTS CITED. BECAUSE HE STILL DOES NOT HAVE ACCESS TO THE LAW LIBRARY. SUMMARY JUDGMENT SHOULD BE GRANTED FOR THE PLAINTIFF
- ③ PLAINTIFF HAS BEEN TAKEN TO THE DENTIST. THE DENTIST HAS REFUSED TO PAY FOR THE DENTAL WORK THE DENTIST TOLD THE PLAINTIFF THE DENTIST NEEDED. HIS EYE TOOTH WAS BROKEN DURING THE ASSAULT. THE TOOTH COULD BE LOOSED SAVED WITH A ROOT CANAL. THE DENTIST REFUSED TO PAY FOR IT. SO THE TOOTH WAS PULLED OUT. THE PLAINTIFF'S LOWER PARTIAL PLATE WAS STRIPPED DURING THE ASSAULT. THE PLAINTIFF HAS NO BOTTOM BACK TEETH HE IS NOT ABLE TO CHEW HIS FOOD. THE DENTIST HAS REFUSED TO ALLOW HIM TO MAKE A BOTTOM PARTIAL PLATE. ALL THE ABOVE WILL COME OUT DURING THE HEARING.
- ④ PLAINTIFF HAS BEEN IN THE COUNTY JAIL GOING ON 7 MONTHS. FIVE OR SIX MONTHS

he was forced to sleep on the floor after many complaints the blankets were washed. You can not put in a request to get your blanket washed. DEFENSE states that all inmates are taking out side for exercise twice a day. There is an out right lie. We do get 15 to 20 minutes during the day. If we are lucky we go out once a week at night. The night jailer does not like to take us out.

CARL ROWE is trying to make the jail look good to the court. During the hearing, the witnesses will see he has not been truthful to the court.

- ⑤ The Plaintiff has been an INDIGENT INmate since he's been in the County Jail. The Jail does not give free mail services to indigent inmates. The Plaintiff has to borrow from other inmates to mail his papers to the court. The Jail does not allow inmates to go to the law library. And they do not give out law books upon request.
- ⑥ Plaintiff has clearly stated that any type of request put in for a grievance is put in the garbage by the head jailer.

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JOHN P. POLCASTRO SR
PLAINTIFF PRO SE
P.O. BOX 115
GENEVA AL 36340

John P. Polcastro Sr
John P. Polcastro Sr

CERTIFICATE OF SERVICE

I do hereby certify that I have
this day mailed a copy of the foregoing
postage prepaid and properly
addressed to

C RICHARD HILL JR
WEBB ELEY PC
7475 HAWKSON POINT DRIVE 36117
P.O. BOX 240909
MONTGOMERY AL 36124

THIS THE 14TH DAY OF FEBRUARY 2006

John P. Polcastro Sr
John P. Polcastro Sr
Plaintiff (PRO SE)